

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

JEFFREY LEONARD, IN HIS CAPACITY AS  
TRUSTEE OF THE POPLAWSKI 2008  
INSURANCE TRUST; PHYLLIS POPLAWSKI;  
PBR PARTNERS, BRIGHTON TRUSTEES,  
LLC, on behalf of and as trustee for COOK  
STREET MASTER TRUST III; BANK OF  
UTAH, solely as security intermediary for COOK  
STREET MASTER TRUST III; PEAK TRUST  
COMPANY, AK, on behalf of and as trustee for  
SUSAN L. CICIORA TRUST and STEWART  
WEST INDIES TRUST; and ADVANCE TRUST  
& LIFE ESCROW SERVICES, LTA, as securities  
intermediary for LIFE PARTNERS POSITION  
HOLDER TRUST, on behalf of themselves and all  
others similarly situated,

Plaintiffs,

vs.

JOHN HANCOCK LIFE INSURANCE  
COMPANY OF NEW YORK and JOHN  
HANCOCK LIFE INSURANCE COMPANY  
(U.S.A.),

Defendants.

Civil Action No. 18-cv-04994-AKH

**ORDER CONCERNING PAYMENT OF SETTLEMENT ADMINISTRATION  
EXPENSES, A THIRD DISTRIBUTION TO ELIGIBLE SETTLEMENT  
CLASS MEMBERS, AND *CY PRES* DISTRIBUTION OF ANY REMAINING  
UNCLAIMED FUNDS**

WHEREAS on April 11, 2025, Plaintiffs moved for Approval of Payment Of Settlement Administration Expenses, a Third Distribution To Eligible Settlement Class Members, and *Cy Pres* Distribution Of Any Remaining Unclaimed Funds (Dkt. 242) (the “Motion for Approval”);

WHEREAS on April 28, 2025, the Court terminated the Motion for Approval, approved a third distribution of settlement funds to eligible class members, and ordered that if any monies

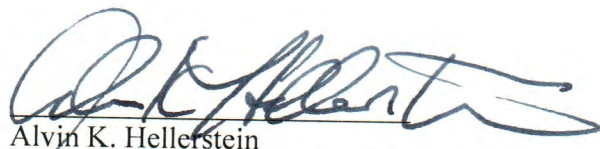
are left over after the third distribution, a suitable charity that provides food to the poor shall be appointed as the *cy pres* recipient of the unclaimed funds (Dkt. 247),

IT IS HEREBY ORDERED, as follows:

1. The total Settlement Administration Expenses from May 1, 2023 through January 31, 2025 are \$62,062.59, which may now be paid to the Settlement Administrator from the balance remaining.
2. Thereafter, the Settlement Administrator shall conduct a third *pro rata* distribution of the balance of the remaining settlement funds to eligible class members who previously cashed the checks they received, consistent with the procedure used for the second *pro rata* distribution.
3. After the completion of the third distribution, Plaintiffs will submit a report to the Court that states the amount of funds left over. If any funds are left over, Plaintiffs will also propose, for the Court's approval, a charity that provides food to the poor as the *cy pres* recipient of the unclaimed funds.

IT IS SO ORDERED.

Dated: 4-29-25

  
Alvin K. Hellerstein  
UNITED STATES DISTRICT JUDGE